

# HOUSE JOURNAL

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SEVENTY-FIFTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

FIFTH DAY — WEDNESDAY, JANUARY 22, 1997

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 5).

Present — Mr. Speaker; Alexander; Allen; Alvarado; Averitt; Bailey; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbrank.

Absent, Excused — Berlanga; Kuempel; Ogden.

Absent — Telford.

The invocation was offered by Dr. Carrol R. Green, Fellowship of Lake Travis, Lakeway, as follows:

Our Father, we express our gratitude for the right we have to come boldly to your throne of grace. We are encouraged and comforted to know that in our coming to your throne of grace, there is always found grace to help in every time of need.

This morning, Lord, I lift up in prayer these elected representatives of our State of Texas. Father, I pray that as they convene today to face the important matters of this state, they will so face these responsibilities with the conviction and courage their electors at home saw in them.

Father, I pray that during the coming days of this 75th Session of the Texas House of Representatives, each representative of this body, when faced with decisions and commitments that may call for them to stand alone, will remember your invitation, "If any of you lack wisdom, let him ask of God, who giveth to all men liberally." Father, we are grateful that you are faithful in your promise to daily care for us.

And Father I pray that in the discharge of their office, when the labors of

each day takes its toll and these elected officials know the stress of being heavy laden in heart, they'll remember your quiet invitation, "Come unto me," and your promise, "I will give you rest."

And Father, I pray for the citizenry of this state, that we each faithfully accept our responsibility to pray for all that are in authority, in order that we may all lead a quiet and peaceable life.

Father, for your rich blessings, for your sufficient grace, and your rich mercy we are thankful, in Jesus' name. Amen.

### **LEAVES OF ABSENCE GRANTED**

The following member was granted leave of absence for today because of illness:

Kuempel on motion of Holzheuser.

The following members were granted leaves of absence for today because of important business:

Berlanga on motion of Patterson.

Ogden on motion of Swinford.

(Telford now present)

### **CAPITOL PHYSICIAN**

The speaker recognized Representative Gallego who presented Dr. Sheri Talley of Fort Stockton as the "Doctor for the Day."

The house welcomed Dr. Talley and thanked her for her participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

### **MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

#### **HR 29 - ADOPTED (by Madden)**

Representative Madden moved to suspend all necessary rules to take up and consider at this time **HR 29**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 29**, In memory of Major General John T. Honeycutt.

**HR 29** was read and was unanimously adopted by a rising vote.

On motion of Representative Moreno, the names of all the members of the house were added to **HR 29** as signers thereof.

### **INTRODUCTION OF GUESTS**

The speaker recognized Representative Madden, who introduced the family of Major General John T. Honeycutt: John P. Honeycutt, his son, and Ann Marie Honeycutt, his granddaughter.

Mr. Honeycutt addressed the house briefly.

**HR 35 - ADOPTED**  
**(by Oakley)**

Representative Oakley moved to suspend all necessary rules to take up and consider at this time **HR 35**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 35**, Honoring Don Legg on the occasion of his 90th birthday.

**HR 35** was adopted without objection.

**HCR 28 - ADOPTED**  
**(by Alexander)**

Representative Alexander moved to suspend all necessary rules to take up and consider at this time **HCR 28**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HCR 28**, Congratulating Ed and Mildred Schroeder on their 50th wedding anniversary.

**HCR 28** was adopted without objection.

**SCR 7 - ADOPTED**  
**(Madden - House Sponsor)**

Representative Madden moved to suspend all necessary rules to take up and consider at this time **SCR 7**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**SCR 7**, Congratulating Mary Anne Seale on her selection as Plano's Citizen of the Year.

**SCR 7** was adopted without objection.

**HR 34 - ADOPTED**  
**(by Allen)**

Representative Allen moved to suspend all necessary rules to take up and consider at this time **HR 34**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

**HR 34**, Recognizing January 22, 1997, as Leadership Southwest Day at the Capitol.

(Bosse in the chair)

(Speaker in the chair)

**HR 34** was read and was adopted without objection.

**ADJOURNMENT**

Representative Maxey moved that the house adjourn until 10 a.m. tomorrow in memory of Major General John T. Honeycutt.

The motion prevailed without objection.

The house accordingly, at 10:27 a.m., adjourned until 10 a.m. tomorrow.

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**ADDENDUM**

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**MESSAGES FROM THE SENATE**

The following messages from the senate were today received by the house:

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Wednesday, January 22, 1997

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

**THE SENATE HAS PASSED THE FOLLOWING MEASURES:**

**HCR 1**                      Kuempel                      SPONSOR: Harris  
Inviting the governor to address a joint session of the legislature on Tuesday, January 28, 1997, at 11 a.m.

**HCR 32**                      Finnell                      SPONSOR: Haywood  
Granting permission to the YMCA Youth and Government Program to use the house and senate chambers.

**SCR 7**                      Shapiro  
Congratulating Mary Anne Seale on her selection as Plano's Citizen of the Year.

Respectfully,

Betty King  
Secretary of the Senate